

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION

United States of America,  
Plaintiff,

v.

Case No. 1:02cr0143  
(Hogan, MJ)

Samuel Nickolas,  
Defendant.

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**ORDER APPOINTING COUNSEL**

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The Defendant has filed with this Court a financial affidavit which shows his/her inability to retain counsel.

Therefore, the Federal Public Defender, Esq., 2000 URS Center, 36 East Seventh Street, Cincinnati, Ohio 45202, 513-929-4834, is hereby appointed to represent the Defendant in this matter.

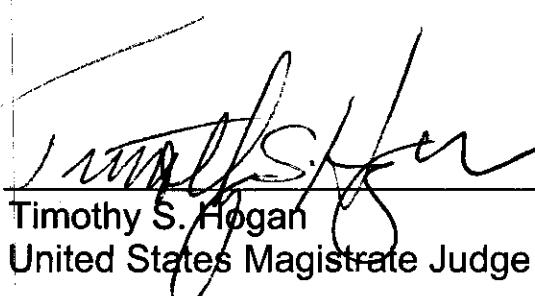
IT IS SO ORDERED.

Date

1/28/05

awh

January 28, 2005

  
Timothy S. Hogan  
United States Magistrate Judge

## FINANCIAL AFFIDAVIT

CJA 23  
(Rev. 5/98)

IN SUPPORT OF REQUEST FOR ATTORNEY, EXPERT OR OTHER COURT SERVICES WITHOUT PAYMENT OF FEE

IN UNITED STATES  
IN THE CASE OF MAGISTRATE  DISTRICT  APPEALS COURT or  OTHER PANEL (Specify below)U.S.A. vs. Samuel  
Peter NicholasFOR Qualify AT 1/27/05

LOCATION NUMBER

PERSON REPRESENTED (Show your full name)

Samuel Peter Nicholas

CHARGE/OFFENSE (describe if applicable &amp; check box →)

Supervised Release  
Violation Hearing Felony  
 Misdemeanor

1  Defendant - Adult  
 2  Defendant - Juvenile  
 3  Appellant  
 4  Probation Violator  
 5  Parole Violator  
 6  Habeas Petitioner  
 7  2255 Petitioner  
 8  Material Witness  
 9  Other (Specify) \_\_\_\_\_

DOCKET NUMBERS

Magistrate

District Court

Court of Appeals

|  |  |   |  |                                     |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |
|--|--|---|--|-------------------------------------|-------------------------|---|---------------------------------|------------------|---------------|---|-------------------|--------------------|----------------------------------|-------------------|------------------|--|-------|-------------------|------------------|------------------|--|--------------------|------------------|--|--|-------------------|------------------|
| EMPLOYMENT                                     | Are you now employed? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Am Self Employed  |   |  |                                     |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |
|  | Name and address of employer: <u>C-Unit One</u>  |   |  |                                     |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |
|  | IF YES, how much do you earn per month? \$   |   | IF NO, give month and year of last employment            |                                     |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |
|  |  |   | How much did you earn per month? \$ <u>1000.00 gross</u> |                                     |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |
|  | If married is your Spouse employed? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No  |   |  |                                     |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |
| ASSETS   | IF YES, how much does your Spouse earn per month? \$ <u>6000.00</u> If a minor under age 21, what is your Parents or Guardian's approximate monthly income? \$ _____   |   |  |                                     |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |
|  | Have you received within the past 12 months any income from a business, profession or other form of self-employment, or in the form of rent payments, interest, dividends, retirement or annuity payments, or other sources? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No   |   |  |                                     |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |
|  | RECEIVED   |   | SOURCES <u>not other than discussed above</u>            |                                     |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |
| OTHER INCOME                                   | IF YES, GIVE THE AMOUNT<br>RECEIVED & IDENTIFY \$ _____<br>THE SOURCES _____   |   |  |                                     |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |
|  |  |   |  |                                     |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |
| CASH   | Have you any cash on hand or money in savings or checking account <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No IF YES, state total amount \$ _____  |   |  |                                     |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |
|  |  |   |  |                                     |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |
| PROPERTY                                       | Do you own any real estate, stocks, bonds, notes, automobiles, or other valuable property (excluding ordinary household furnishings and clothing)? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No   |   |  |                                     |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |
|  | VALUE  |   |  |                                     |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |
|  | DESCRIPTION  |   |  |                                     |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |
|  | IF YES, GIVE THE VALUE AND \$ <u>6000.00</u> <u>Stump Creek Mech</u><br>DESCRIBE IT <u>25000.00</u> <u>2004 Ford 250 Pickup</u><br><u>(25000.00 owned - no equity)</u>   |   |  |                                     |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |
|  |  |   |  |                                     |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |
| OBLIGATIONS & DEBTS                            | DEPENDENTS   |   |  |                                     |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |
|  | <table border="0"> <tr> <td>MARITAL STATUS</td> <td>Total No. of Dependents</td> <td>List persons you actually support and your relationship to them</td> </tr> <tr> <td><input type="checkbox"/> SINGLE</td> <td><u>1</u></td> <td>_____</td> </tr> <tr> <td><input checked="" type="checkbox"/> MARRIED</td> <td>_____</td> <td>_____</td> </tr> <tr> <td><input type="checkbox"/> WIDOWED</td> <td>_____</td> <td>_____</td> </tr> <tr> <td><input type="checkbox"/> SEPARATED OR DIVORCED</td> <td>_____</td> <td>_____</td> </tr> </table>  |   |  | MARITAL STATUS                      | Total No. of Dependents | List persons you actually support and your relationship to them | <input type="checkbox"/> SINGLE | <u>1</u>         | _____         | <input checked="" type="checkbox"/> MARRIED | _____             | _____              | <input type="checkbox"/> WIDOWED | _____             | _____            | <input type="checkbox"/> SEPARATED OR DIVORCED | _____ | _____             |                  |                  |  |                    |                  |  |  |                   |                  |
| MARITAL STATUS                                 | Total No. of Dependents  | List persons you actually support and your relationship to them |  |                                     |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |
| <input type="checkbox"/> SINGLE                | <u>1</u>   | _____   |  |                                     |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |
| <input checked="" type="checkbox"/> MARRIED    | _____  | _____   |  |                                     |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |
| <input type="checkbox"/> WIDOWED               | _____  | _____   |  |                                     |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |
| <input type="checkbox"/> SEPARATED OR DIVORCED | _____  | _____   |  |                                     |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |
| DEBTS & MONTHLY BILLS                          | <table border="0"> <tr> <td>APARTMENT OR HOME: <u>House Pay</u></td> <td>Creditors</td> <td>Total Debt</td> <td>Monthly Payt.</td> </tr> <tr> <td><u>Truck Pay</u></td> <td><u>47 Inc</u></td> <td><u>\$ 19900.00</u></td> <td><u>\$ 1075.00</u></td> </tr> <tr> <td><u>Credit Card</u></td> <td></td> <td><u>\$ 5000.00</u></td> <td><u>\$ 674.00</u></td> </tr> <tr> <td><u>Credit Cards</u></td> <td></td> <td><u>\$ 2000.00</u></td> <td><u>\$ 100.00</u></td> </tr> <tr> <td><u>Short Ban</u></td> <td></td> <td><u>\$ 23000.00</u></td> <td><u>\$ 900.00</u></td> </tr> <tr> <td></td> <td></td> <td><u>\$ 6000.00</u></td> <td><u>\$ 358.00</u></td> </tr> </table> |   |  | APARTMENT OR HOME: <u>House Pay</u> | Creditors               | Total Debt  | Monthly Payt.                   | <u>Truck Pay</u> | <u>47 Inc</u> | <u>\$ 19900.00</u>                          | <u>\$ 1075.00</u> | <u>Credit Card</u> |                                  | <u>\$ 5000.00</u> | <u>\$ 674.00</u> | <u>Credit Cards</u>                            |       | <u>\$ 2000.00</u> | <u>\$ 100.00</u> | <u>Short Ban</u> |  | <u>\$ 23000.00</u> | <u>\$ 900.00</u> |  |  | <u>\$ 6000.00</u> | <u>\$ 358.00</u> |
|  | APARTMENT OR HOME: <u>House Pay</u>  | Creditors   | Total Debt   | Monthly Payt.                       |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |
| <u>Truck Pay</u>                               | <u>47 Inc</u>  | <u>\$ 19900.00</u>  | <u>\$ 1075.00</u>  |                                     |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |
| <u>Credit Card</u>                             |  | <u>\$ 5000.00</u>   | <u>\$ 674.00</u>   |                                     |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |
| <u>Credit Cards</u>                            |  | <u>\$ 2000.00</u>   | <u>\$ 100.00</u>   |                                     |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |
| <u>Short Ban</u>                               |  | <u>\$ 23000.00</u>  | <u>\$ 900.00</u>   |                                     |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |
|  |  | <u>\$ 6000.00</u>   | <u>\$ 358.00</u>   |                                     |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |
|  |  |   |  |                                     |                         |   |                                 |                  |               |   |                   |                    |                                  |                   |                  |  |       |                   |                  |                  |  |                    |                  |  |  |                   |                  |

I certify under penalty of perjury that the foregoing is true and correct. Executed on (date) 1-27-2005 500.00SIGNATURE OF DEFENDANT  
(OR PERSON REPRESENTED)Samuel Peter Nicholas  
Car Bus 1/21/05  
Carper Pay\$ 403.00  
\* 363.00